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DATE: July 23, 2003 TIME: 6:43 PM  
TO: Examiner Gina C. Yu PHONE: 703-308-3951  
U.S.P.T.O. GAU 1617 FAX: 703-308-4242  
FROM: Dorene M. Price PHONE: (631) 531-1194  
Estée Lauder Companies FAX: (631) ~~531-1340~~  
RE: Response to Office Action 744-3594  
CC:

Number of pages including cover sheet: 11

## Message

Please see the attached documents.

Certificate of Transmission

Amendment Transmittal Letter

Amendment (8 pp.)

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**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): B wen-Leaver, et al.

Docket No.

00.30US

Serial No.  
09/897,871Filing Date  
July 2, 2001Examiner  
Yu, Gina C.Group Art Unit  
1617

Invention: Ringing Nanogel Compositions

I hereby certify that this

Cert, Amend (8 pp), Trans.

(Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-308-4242)

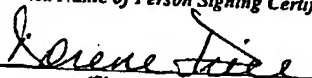
on

July 23, 2003

(Date)

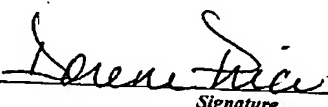
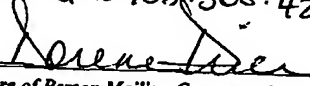
DORENE M. PRICE

(Typed or Printed Name of Person Signing Certificate)

  
(Signature)

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| AMENDMENT TRANSMITTAL LETTER (Large Entity)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                     |                             |                                | Docket No.<br>00.30US |                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|-----------------------------|--------------------------------|-----------------------|-------------------|
| Applicant(s): Bowen-Leaver, et al.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                     |                             |                                |                       |                   |
| Serial No.<br>09/897,871                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Filing Date<br>July 2, 2001         | Examiner<br>Yu, Gina C.     | Group Art Unit<br>1619         |                       |                   |
| Invention: Ringing Nanogel Compositions                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                     |                             |                                |                       |                   |
| <u>TO THE COMMISSIONER FOR PATENTS:</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                     |                             |                                |                       |                   |
| Transmitted herewith is an amendment in the above-identified application.<br>The fee has been calculated and is transmitted as shown below.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                     |                             |                                |                       |                   |
| CLAIMS AS AMENDED                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                     |                             |                                |                       |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | CLAIMS REMAINING<br>AFTER AMENDMENT | HIGHEST #<br>PREV. PAID FOR | NUMBER EXTRA<br>CLAIMS PRESENT | RATE                  | ADDITIONAL<br>FEE |
| TOTAL CLAIMS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 13 -                                | 13 =                        | 0 x                            | \$18.00               | \$0.00            |
| INDEP. CLAIMS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 3 -                                 | 3 =                         | 0 x                            | \$84.00               | \$0.00            |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                     |                             |                                |                       | \$0.00            |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                     |                             |                                |                       | \$0.00            |
| <input checked="" type="checkbox"/> No additional fee is required for amendment.<br><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____<br><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.<br><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1320<br><input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.<br><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. |                                     |                             |                                |                       |                   |
| <br>Signature                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                     |                             | Dated: July 23, 2003           |                       |                   |
| Dorene M. Price (Reg. No. 43,018)<br>Estee Lauder Companies<br>125 Pinelawn Road<br>Melville, NY 11747<br>(631) 531-1194                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                     |                             |                                |                       |                   |
| <div style="border: 1px solid black; padding: 5px;"> <p>I certify that this document and fee is being deposited on July 23, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. faxed to 703.308.4242.</p> <p style="text-align: center;"><br/>Signature of Person Mailing Correspondence</p> <p style="text-align: center;"><b>DORENE M. PRICE</b><br/>Typed or Printed Name of Person Mailing Correspondence</p> </div>                                                |                                     |                             |                                |                       |                   |
| CC:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                     |                             |                                |                       |                   |



#13/D  
Y/C  
8-103

Attorney Docket No.: 00.30US

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bowen-Leaver, et al.

Serial No.: 09/897,871

Group Art Unit: 1619

Filed: July 2, 2001

Examiner: Yu, Gina C.

For: Ringing Nanogel Compositions

RESPONSE PURSUANT TO 37 CFR 1.111 AND 1.115Amendments

The Commissioner of Patents and Trademarks

Washington, D.C. 20231

Dear Sir:

Please amend the following claims:

- 
- D1
1. (currently amended) An oil-in-water nanogel composition comprising an oil phase having a mean droplet size of less than about 100 nm, an emulsifier, a water phase, and a silicone oil component comprising at least one volatile silicone oil different than the oil phase, wherein said oil phase and said silicone component are self-structured having at least about 20 percent by weight of the composition and at least about 5 times the amount of the emulsifier and the nanogel has a difference in complex viscosity of at least about 10,000 poise under oscillation stress in the range of about 0 to 5,000 (dyne/cm<sup>2</sup>).
  2. (previously amended) The composition of claim 1 further comprising the emulsifier present in an amount no greater than about 8 percent by weight of the composition.
  3. (original) The composition of claim 2 wherein said oil phase is a hydrocarbon oil.
  4. (canceled) The composition of claim 3 wherein said silicone component comprises at least one volatile silicone oil.
  5. (original) The composition of claim 4 wherein the volatile silicone is a cyclomethicone.